IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 15TH MAY 2007 / 25TH VAISAKHA 1929

Bail Appl..No. 2824 of 2007()

PETITIONER/5TH ACCUSED.

SHAJAHAN, S/O.CHINNAMON RAWTHER,
RESIDING AT PARAYIL VEEDU, CHEMBANARUVI,
PIRAVANTHOOR VILLAGE, PATHANAPURAM TALUK,
KOLLAM DISTRICT.

BY ADV. SRI.K.SHIBILI NAHA

RESPONDENTS: COMPLAINANT & STATE.

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1. DEPUTY RANGER,
PADOM FOREST STATION.

2. STATE REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

B.A.No.2824 of 2007

Dated this the 15th day of May 2007

O R D E R

Petitioner who is the fifth accused in O.R.No.1/07 of Padom Forest Station for offences punishable under Sections 9, 39(1)(b) 4(d) read with section 51(1) of the Wild Life Protection Act and Section 27 of the Kerala Forest (Amendment) Act 1993 seeks anticipatory bail. The occurrence took place on 04/03/2007.

2. The learned Public Prosecutor opposed the application.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioner to surrender before the Investigating Officer for the purpose of interrogation and then to have his application for bail considered by the Magistrate having jurisdiction. Accordingly, the petitioner shall surrender before the investigating officer on any day between 22-5-2007 and 24-5-2007 for the purpose of interrogation and recovery of incriminating material, if any. The petitioner shall thereafter be produced on the same day

before the Magistrate who shall consider his/her/their application for regular bail preferably on the same date on which such application is filed.

This petition is disposed of as above.

V.RAMKUMAR,
JUDGE.

jsr